

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-3718
of Affinity Network, Inc. d/b/a)
ANI Networks, Las Vegas, Nevada,)
seeking an expansion of its) GRANTED
authority to include facilities-)
based interexchange)
telecommunications services in) Entered: January 9, 2007
the State of Nebraska.

BY THE COMMISSION:

On October 31, 2006, an application was filed by Affinity Network Inc. d/b/a ANI Networks (ANI), of Las Vegas, Nevada, seeking an expansion of its authority to include facilities-based interexchange telecommunications services in the State of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on November 8, 2006. No protests were filed; therefore, this application is processed pursuant to the Commission's rules of modified procedure.

O P I N I O N A N D F I N D I N G S

ANI is a California corporation with its headquarters in Las Vegas, Nevada. ANI has been authorized by the Secretary of State to operate in Nebraska as a foreign corporation. In addition, no officer, director or shareholder having five percent or more of the applicant's voting securities has been involved in a formal complaint or other investigatory or enforcement proceeding. ANI holds a certificate of authority to provide resold interLATA and intraLATA interexchange telecommunications services pursuant to Application No. C-897.

By this application ANI seeks authority to provide interexchange telecommunications services as a facilities-based interexchange carrier. The Applicant plans to offer a suite of interexchange and long distance services on both a switched and non-switched basis in order to serve as an underlying carrier to other carriers on an interstate and intrastate basis. Initially, ANI intends to offer its switched services via switches it has obtained outside Nebraska. In addition, ANI may provision transport facilities from other carriers to augment its own facilities. In the future, ANI may utilize its own facilities to provide interexchange services to end users in Nebraska. ANI will bill all of its customers directly. All bills will bear the Company's name and provide a toll-free number for customer complaints and inquiries.

Interexchange applications are subject to Commission jurisdiction under Neb. Rev. Stat. § 86-129 and Title 291 of the

Commission's Rules and Regulations, Chapter 5, Rule 003.12. From examination of the application filed herein, the Commission finds United has provided all the information required by the Commission, possesses adequate financial resources to provide the proposed service, and possesses adequate technical competency to provide the proposed service. Applicant has demonstrated that a grant of this application would serve the public interest. The application should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-3718 be, and it is hereby, granted and Affinity Network, Inc. d/b/a ANI Networks is authorized to operate as a facilities-based interexchange carrier of telecommunications services within the State of Nebraska.

IT IS FURTHER ORDERED that the applicant shall file, in accordance with the applicable statutes on or before April 30th of each year, an annual report with this Commission consisting of: (a) a copy of any report filed with the Federal Communications Commission; (b) a copy of any annual report to stockholders; and (c) a copy of the latest Form 10-K filed with the Securities and Exchange Commission. If these are not available, applicant shall submit a balance sheet and income statement for the previous year of operation, as well as the investment made in telephone plant and equipment located within the state, accumulated depreciation thereon, operating revenues and expenses, and taxes.

IT IS FURTHER ORDERED that, to the extent applicable, the applicant shall comply with all laws pertaining to, and all rules and regulations promulgated under, the Telecommunications Relay System Act (Neb. Rev. Stat. §§ 86-301 to 86-315) and the Nebraska Telecommunications Universal Service Fund Act (Neb. Rev. Stat. §§ 86-316 to 86-329).

IT IS FURTHER ORDERED that applicant file its current tariff prior to offering service pursuant to the certificate granted in this order.

IT IS FINALLY ORDERED that this order be, and it is hereby made, the Commission's official certificate of authority to furnish the service authorized herein as a common carrier.

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MADE AND ENTERED at Lincoln, Nebraska, this 9th day of January, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Gerald A. Vep

Ann C. Boyle

Tim Schram

//s// Rod Johnson

//s// Frank E. Landis

Chair

Rod Johnson

ATTEST:

J. B. Pollock

Executive Director

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